IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

THURSDAY, THE 26TH JULY 2007 / 4TH SRAVANA 1929

Crl.Rev.Pet.No. 2809 of 2007

CRL.A.NO. 270/2005 OF ADDL. SESSIONS COURT (ADHOC-I), THODUPUZHA,
C.C.NO.399/2003 OF JUDL. MAGISTRATE OF FIRST CLASS COURT, ADIMALI.
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REVISION PETITIONER/APPELLANT/ACCUSED:

CHELLAMMA, W/O. SAHADEVAN,
MALAYIL KIDAMPALLIL HOUSE, VETTIYAR VILLAGE,
KALLIMEL P.O., ALLEPPEY DISTRICT.

BY ADV. SRI.UNNIKRISHNAN.V.ALAPATT.

RESPONDENTS/RESPONDENT/COMPLAINANT & STATE:
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1. **V.N. KUMARAN, S/O. NARAYANAN,**
   VETTIYAMKUNNEL HOUSE, ADIMALY KARA,
   MANNAMKANDAM VILLAGE, DEVIKULAM TALUK.

2. **STATE OF KERALA,**
   REP. BY PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
   ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. C.K. SURESH.

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 26/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

CRL.R.P. NO. 2809 of 2007

Dated this the 26th day of July, 2007

ORDER

The revision petitioner stands convicted for the offence under section 138 N.I.Act and sentenced to undergo simple imprisonment for 3 months and to pay a compensation of Rs.65,550/- to the complainant vide section 357 (3) Cr.P.C and in default to undergo simple imprisonment for one month. The revision petitioner has only sought for modification of the sentence and time to pay the amount.

2. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The revision petitioner is granted 6 months' time from today onwards to pay the amount of compensation, less if any amount already deposited. The revision petitioner shall appear before the JFCM, Adimaly on 21-1-2008 to receive the sentence.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU,JUDGE.

Kvm/